

## AGENDA ITEM

### US FOREST SERVICE COST/SHARE SUMMARY Supplement No. 20 Kootenai National Forest May 13, 2008

#### RIGHT-OF-WAY-APPLICATION FILE NO. 14855

***I.***     **Applicant:**

USDA-Forest Service  
Region 1  
Kootenai National Forest  
Libby MT 59923

***II.***     **Purpose of Reciprocal Cost-Share Agreement:**

State land is intermingled with private and the US Forest Service lands administered by the Kootenai National Forest. In order for both the State of Montana and the US Forest Service to gain legal access, it is necessary to exchange easements as provided by the Master Cost/Share Agreement with the US Forest Service.

***III.***    **Legal Description:**

The State of Montana and the US Forest Service in the following described lands will exchange standard Cost/Share easements with a Right-of-Way width of 60 feet:

Section 36, T34N, R25W (State Grant) and Section 25, T34N, R25W (U.S.A. Grant)

***IV.***     **General Information:**

Tributary area, right of way area, and miles of road are summarized as follows:

	State Share	USFS Share	Total
<b>Tributary Area:</b>	213 Acres	27,685 Acres *	28,600 Acres
<b>Right of Way Area:</b>	6.02 Acres	6.29 Acres	12.31 Acres
<b>Miles of Road:</b>	1.58 Miles	0	1.58 Miles

\*-USFS Share includes 3<sup>rd</sup> party shares.

**Land Office:**           NWLO  
**Unit Office:**         Stillwater  
**County:**             Lincoln  
**Beneficiary:**        Common Schools  
**Lessee Agreement:**   N/A  
**Land Classification:** Forest

**V. Costs to be Borne by Each Party:**

Excess costs, by land value and road costs, were determined by negotiation with the USFS Kootenai National Forest in accordance with the principals found in the Master Cost Share Agreement. The Summary of Shares and Excess Costs for Supplement 20 are summarized as follows:

	EXCESS COSTS	
	Gov't Owes State	State Owes Gov't
Land Value	\$1,2970	0
Road Costs	\$969	0
Net excess costs	\$969	0
<b>Amount Owed*</b>	<b>\$969</b>	<b>0</b>

**\*Upon approval by the Land Board and exchange of deeds, the USFS agrees to apply the balance due of \$ 969.00 to the Master Cost Share balance sheet.**

**VI. Results of MEPA Analysis:**

The Stillwater Unit Manager prepared and approved the Environmental Assessment (MEPA) for the proposed project. The USFS prepared and approved a decision notice for the project.

**VII. Benefits to State:**

1. The easements obtained provide permanent access to State Trust Lands totaling 213 acres in Section 36, T34N, R25W, P.M.M., Lincoln County, Montana.
2. The main U.S. Forest Service Road covered by this supplement is maintained as an "open road" which allows for motorized public access to both State and Federal land. (Sunday Creel Road #315).
3. The completion of a Cost/Share project allows for the State to gain access across private ownerships. Further, maintenance and future reconstruction costs would be shared and road density is reduced by utilizing existing roads which reflects an integrated transportation system.

**VIII. Recommendation/Action:**

After review of the documents, exhibits, and benefits to the State, the Director of the Department of Natural Resources and Conservation recommends approval of the Stryker Cost Share Supplement No. 20 with the US Forest Service.